PTO/SB/26 (10-00)

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U.S. Pateil and Tradsmark Office; U.S. DEPARTMENT OF COMMERCE

## TERMINAL DIBCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT

Docket Number (Optional) 2289-3284.7US (92-0280.10/US)

In re Application of: Sandhu et al.

Application No.: 10/637;102

Filed: August 8, 2003

FOI: LOW RESISTANCE CONTACT TO SILICON HAVING A TITANIUM SILICIDE INTERFACE AND AN AMORPHOUS TITANIUM CARBONITRIDE BARRIER L'AYER

The owner integer incomes an except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the experience of the full statutory term defined in 33 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. <u>6.291,340</u>. The owner hereby agrees that any patent so granted on the instant application shell be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is blinding upon the grantee, its successors or assigns.

In making the above disclaimer; the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later, expires for failure to pay a maintenance (se, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination-certificate, is reliabled, or its in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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For submissions on behelf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all etatements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that witful fatse statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States-Code and that such willful false statements may properlize the validity of the application or any patent issued thereon.

2. The undersigned is an attorney of record.

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Standard Standard

April 27, 2004

Date

James R. Duzan

Typed or printed name Reg. No. 28,393

The Commissioner is sutherized to charge the terminal disclaimer fee under 37 CFR 1.20(d) in the amount of \$110.00 to Deposit Account 20-1489.

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\*Certification under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/88 may be used for making this certification. See MPEP § 324.

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